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 WEDBUSH MORGAN SECURITIES INC.

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

ACORN CAPITAL GROUP LLC,)	Case No. C 06 1674 JSW
)	
Plaintiff,)	FOURTH STIPULATION AND
)	[PROPOSED] ORDER FOR
vs.)	CONTINUING CERTAIN PRETRIAL
)	DATES
WEDBUSH MORGAN SECURITIES and)	
MAX SAFDIE,)	
)	
Defendants.)	
)	
)	
AND RELATED CROSS-COMPLAINTS)	
)	

I. INTRODUCTION

On August 28, 2007 the parties submitted their Third Stipulation and [Proposed] Order for Continuing Certain Pretrial Dates. On August 29, 2007, the Court issued an Order setting forth the following dates:

Trial Date:	May 12, 2008 at 8:30 a.m.
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Pretrial Conference:	April 7, 2008 at 2:00 p.m.
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1 Last Day to Hear Dispositive Motions: **February 1, 2008 at 9:00**
 2 **a.m.**

3 Last Day for Expert Discovery: **December 17, 2007**

4 Close of Non-Expert Discovery: **November 09, 2007**

5
 6 On October 26, 2007 the parties participated in a Settlement Conference
 7 before Magistrate Judge Elizabeth D. Laporte. The parties are scheduled to participate
 8 in an additional Settlement Conference before Judge Laporte on November 16, 2007.
 9 Because the parties are engaged in settlement discussions, and because they are
 10 scheduled to participate in an additional Settlement Conference on November 16, 2007,
 11 they respectfully request that the Court extend the expert and non-expert discovery
 12 deadlines as well as the dispositive motion deadline so that they will not need to incur
 13 any additional significant attorney's fees while settlement is explored.

14 Discovery in this matter is nearly complete. The parties have: (1) deposed
 15 most of the Acorn-affiliated percipient witnesses; (2) conducted the first portion of Max
 16 and Edward Safdie's depositions; and (3) cooperated regarding the scheduling of the
 17 deposition of the remaining percipient witnesses including Wedbush's 30 (b)(6) witness
 18 and Jeffrey Brandon (a former Wedbush manager). The parties have also propounded
 19 and responded to written discovery requests. Acorn and Wedbush are working
 20 productively with one another to ensure that discovery is concluded as soon as possible.

21 Accordingly, the parties have entered into the following stipulation, and
 22 respectfully request that the Court execute this Proposed Order based on that
 23 stipulation.

24 **II. STIPULATION**

25 The parties, by and through their attorneys of record herein, submit their
 26 Stipulation and Proposed Order Continuing Certain Pretrial Dates as follows:
 27

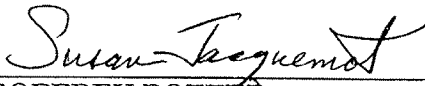
28 **1. The deadline to complete non-expert discovery may be**

continued from 11/09/07 to 1/15/08;

2. The deadline to complete expert discovery may be continued from 12/17/07 to 2/22/08 (with expert disclosures due by 2/08/08); and
3. The deadline to hear dispositive motions may be continued from 2/01/08 at 9:00 a.m. to 4/01/08 at 9:00 a.m.

IT IS SO STIPULATED.

DATED: November 1, 2007


GEOFFREY POTTER
SUSAN JACQUEMOT
KRAMER LEVIN NAFTALIS & FRANKEL
LLP
Attorneys for Plaintiff
ACORN CAPITAL GROUP LLC

DATED: November __, 2007

CAMERON STOUT
GARRETT R. WYNNE
KEESAL, YOUNG & LOGAN
Attorneys for Defendant and Cross-
Complainant
WEDBUSH MORGAN SECURITIES INC.

DATED: November __, 2007

MAX SAFDIE, *IN PRO PER*

continued from 11/09/07 to 1/15/08;

2. The deadline to complete expert discovery may be continued from 12/17/07 to 2/22/08 (with expert disclosures due by 2/08/08); and

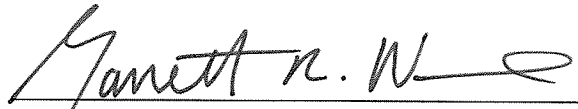
3. The deadline to hear dispositive motions may be continued from 2/01/08 at 9:00 a.m. to 4/01/08 at 9:00 a.m.

IT IS SO STIPULATED.

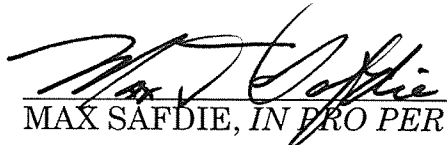
DATED: November __, 2007

GEOFFREY POTTER
SUSAN JACQUEMOT
KRAMER LEVIN NAFTALIS & FRANKEL
LLP
Attorneys for Plaintiff
ACORN CAPITAL GROUP LLC

DATED: November 6, 2007


CAMERON STOUT
GARRETT R. WYNNE
KEESAL, YOUNG & LOGAN
Attorneys for Defendant and Cross-
Complainant
WEDBUSH MORGAN SECURITIES INC.

DATED: November 6, 2007


MAX SAFDIE, IN PRO PER

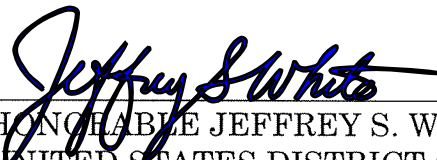
ORDER

Based on the stipulation of the parties and good cause appearing, the Court hereby vacates certain of the previously-set pretrial dates and amends the Court's Scheduling Order as follows:

1. **The deadline to complete non-expert discovery may be continued from 11/09/07 to 1/15/08;**
2. **The deadline to complete expert discovery may be continued from 12/17/07 to 2/22/08 (with expert disclosures due by 2/08/08); and**
3. **The deadline to hear dispositive motions may be continued from 2/01/08 at 9:00 a.m. to ^{4/25/07}~~4/01/08~~ at 9:00 a.m.**

The pretrial conference is CONTINUED to June 30, 2008 at 2:00 p.m. and the trial is CONTINUED to July 21, 2008 at 8:30 a.m.

Dated: November 8, 2007


HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE